

U.S. Department Of Transportation Federal Highway Administration **Utah Division**

2520 West 4700 South, Ste. 9A Salt Lake City, UT 84118-1847

April 5, 2005

File: STP-0012(8)60E

Ms. Arry Heuslein Environmental Protection Officer Bureau of Indian Affairs-Western Regional Office P.O. Box 10 Phoenix, AZ, 85001

Subject: STP-0012(8)60E

SR-12. Escalante to Boulder

Garfield County, Utah

Request to be a Consulting Party

Dear Ms. Heusleich

The Federal Highway Administration (FHWA) and the Utah Department of Transportation (UDOT) are proposing to prepare an Environmental Assessment (EA) document to evaluate potential impacts generated by correction of roadway deficiencies between Escalante and Boulder, Garfield County, Utah (see enclosed map). The current right-of-way (ROW) corridor varies between 38 m (125 ft) to 46 m (150 ft) and 122 m (400 ft), and the area of potential effect (APE) is considered the entire ROW. The project encompasses UDOT right-of-way (ROW) easement in lands under the jurisdiction of the Grand Staircase - Escalante National Monument. Bureau of Land Management (BEM), Dixie National Forest (FS), School and Institutional Trust Lands Administration (SITLA), and UDOT fee title.

in accordance with the regulations published by the Advisory Council on Historic Preservation, 36 CFR Part 800, the FHWA and the UDOT request that you review this information to determine if there are any historic properties of traditional religious and/or cultural importance that may be affected by this undertaking. If you feel that there are any historic properties that may be impacted, we request your notification as such and your participation as a consulting party during the development of the environmental document.

At your recuest, FHWA and UDOT staff will be available to meet with you to discuss any concerns you might have. Please be assured that we will maintain strict confidentiality about certain types of information regarding traditional religious and/or cultural historic properties that might be affected by this proposed undertaking. We would also appreciate any suggestions you might have about any other groups or individuals that we should contact regarding this project.

A response within 30 days would be appreciated should you have concerns about this project anctor wish to be a consulting party. Please feel free to contact me at 801-963-0078, extension 235 to prewer any questions or provide any additional information.

Thank you for your attention to this project notification and any comments you may have

Respectfully.

Jeffrey Berna Environmental Specialist

Enclosures (1)

Pamela Higgins, UDOT Region 4. NEPA/NHPA Specialist Mr. Paul Shafiy, Natural Resources Specialist, Bureau of Indian Affairs 22

IDENTICAL COPIES OF THIS LETTER SENT TO THE FOLLOWING:

Tribal Contacts List For:

Project #: STP-0012(8)60E CID: 51397
Project Description: SR-12, Escalante to Boulder

Original to:	CC to:	
Mr. Leigh Kuwanwisiwma, Director		
Hopi Cultural Preservation Office		
Hopi Tribe		
P.O. Box 123		
Kykotsmovi, Arizona 86039		
Ms. Lora E. Tom, Tribal Chair	Ms. Dorena Martineau	
The Paiute Indian Tribe of Utah	Cultural Resource Representative	
440 North Paiute Drive	Paiute Indian Tribe of Utah	
Cedar City, Utah 84720	440 North Paiute Drive	
	Cedar City, Utah 84720	
Mr. Phil Pikyavit, Band Chairman	Mr. Ralph Pikyavit, Cultural Resource	
Kanosh Band of the Paiutes	Representative	
PO Box 101	Kanosh Band of the Paiutes	
Kanosh, Utah 84637	c/o Rochelle Pikyavit	
	473 South 100 East	
	Ivins, Utah 84738	
Ms. Brenda Drye		
Cultural Resources Coordinator	Zippela F.L.	
Kaibab Band of the Paiute Indians	1.00 mg/s-1.10 m	
Tribal Affairs Building	Volger Karen	
HC65 Box 2	- 1.00 - 1.00 - 1.00	
Fredonia, Arizona 86020		
Ms. Amy Heuslein	Mr. Paul Shafly	
Environmental Protection Officer	Natural Resources Specialist	
Bureau of Indian Affairs-Western Regional	Bureau of Indian Affairs	
Office	Southern Paulte Agency	
P.O. Box 10	P.O. Box 720	
Phoenix, AZ 85001	St. George, Utah 84771	
(602) 379-6750	(435) 674-9720	
(602) 379-3833 fax		



THE PAIUTE INDIAN TRIBE OF UTAH

440 North Paiute Drive · Cedar City, Utah 84720 · (435) 586-1112

April 29, 2005

Jeffery Berna **Environmental Specialist** U. S. Department Of Transportation Federal Highway Administration Utah Division 2520 West 4700 South, Ste. 9A Salt Lake City, Utah 84118-1847

Dear Mr Berna:

Project: SR-12, Escalante to Boulder

The Paiute Indian Tribe of Utah is in receipt of your letter dated April 5, 2005 and have reviewed the material and we are very much interested in consulting with you on the above named Project. The particular area that the proposed project is being considered for is lands that are part of the aboriginal Southern Paiute home lands.

At this time we are not aware of any archaeological resources in or near the proposed sites.

Please notify the Paiute Indian Tribe of Utah of any cultural information that is found including type and location, also any updates or changes to the project.

Sincerely,

Dorena Martineau Cultural Resources

Corno Martinecco

Paiute Indian Tribe of Utah



U.S. Department Of Transportation Federal Highway Administration

Utah Division

2520 West 4700 South, Ste. 9A Salt Lake City, UT 84118-1847

January 9, 2007

Project: STP-0012(8)60E

Ms. Dorena Martineau Cultural Resource Representative Paiute Indian Tribe of Utah 440 North Paiute Drive Cedar City, Utah 84720

SUBJECT: SR-12 Improvements, Escalante to Boulder, Utah
Request to be a Consulting Party

Ms. Martineau:

Thank you for your letter of April 29, 2005 requesting status as a consulting party in regards to the SR-12 Improvements project between Escalante and Boulder, Utah. At the time you were initially notified, specific improvements had not been identified. The purpose of this letter is to notify you of those projects now identified and their corresponding areas (see enclosed map). Following is the list of proposed actions for detailed evaluation in the Environmental Assessment:

- 1. Obtain right-of-way where it is currently defined by RS-2477 (MP 68.9 to MP 83.1).
- 2. Replace Calf Creek Bridge (MP 74.5).
- 3. Stabilize roadway where embankment is currently supported by W-beam (MP 74.8), and at locations where existing barrier is not properly supported (MP 75.4, MP 77.5-77.7).
- 4. Provide turnouts. (Evaluate eastbound turnouts at MP 71.7, 76.2, 79.5; evaluate westbound turnouts at MP 69.0, 69.9, 72.5, 83.0)
- 5. Improve intersections at Hole-in-the-Rock Road (MP 64.4) and Calf Creek Recreation Area (MP 75.0).
- 6. Widen curve known as "the Tank" (MP 71.0).





File Name: 0012008.070109.NA Consultation.etw

Montgomery Archaeological Consultants (MOAC) completed a Class I existing data review of the proposed project area in April 2005. At this time, MOAC has been requested to complete a Class III cultural resource and fossil inventory of the project area. A copy of the draft cultural resource report will be provided upon completion.

As always, FHWA and UDOT staff will be available to meet with you to discuss any concerns you might have. Please be assured that we will maintain strict confidentiality about certain types of information regarding traditional religious and/or cultural historic properties that might be affected by this proposed undertaking. We would also appreciate any suggestions you might have about any other groups or individuals that we should contact regarding this project.

Should you have any concerns about this project and/or wish to be a consulting party a response within 30 days would be appreciated. If you require additional assistance or need further information, please contact me directly at (801) 963-0078, ext. 235.

Thank you for your attention to this project notification and any comments you may have.

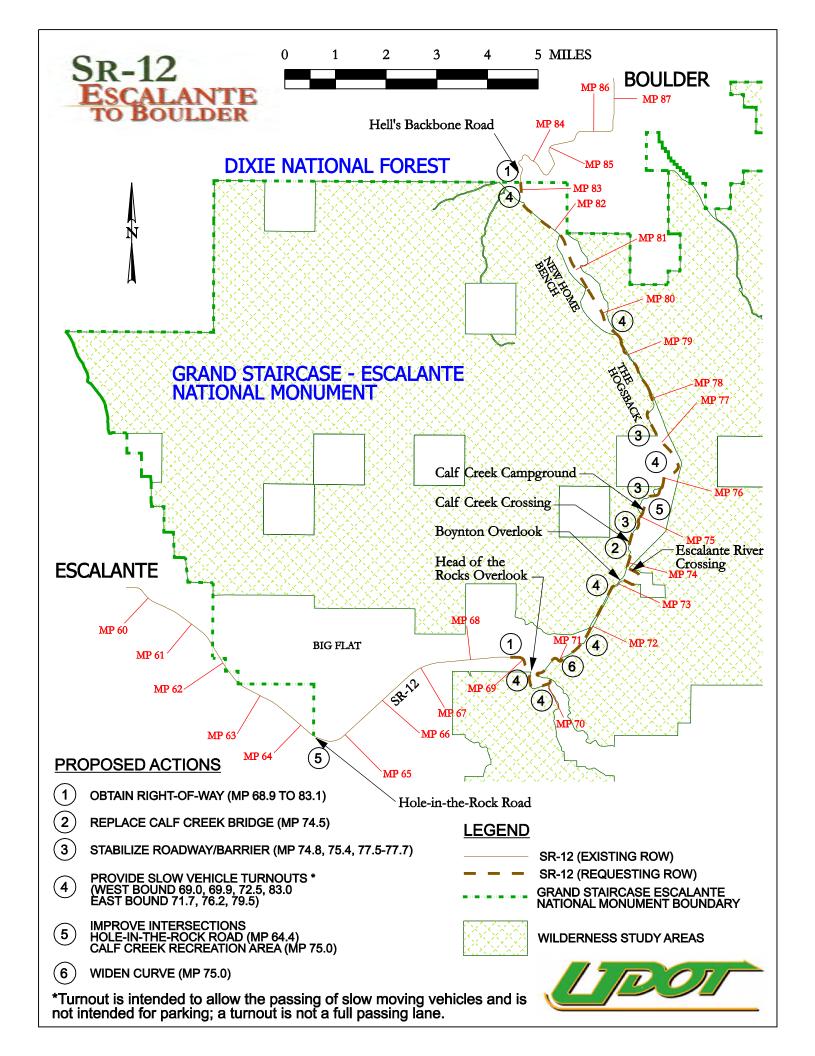
Yours truly,

Edward T. Woolf rd

Environmental / Right-of-Way Specialist

Enclosure(s):

cc: Laurel H. Glidden, UDOT Region 4, NEPA/NHPA Specialist





U.S. Department Of Transportation Federal Highway Administration

Utah Division

2520 West 4700 South, Ste. 9A Salt Lake City, UT 84118-1847

January 17, 2007

Project: STP-0012(8)60E

Mr. Glenn Rogers Shivwits Band, Paiute Indian Tribe of Utah 370 North 400 West #2 St. George, Utah 84770

SUBJECT: SR-12, Escalante to Boulder, Garfield County, Utah
Request to be a Consulting Party

Dear Mr. Rogers,

The Federal Highway Administration (FHWA) and the Utah Department of Transportation (UDOT) is in the process of developing a National Environmental Policy Act (NEPA) document that will assess impacts of potential improvements to SR-12 between Escalante and Boulder, Utah (see enclosed map). A letter was sent initially notifying your office of this project on April 5, 2005. At that time, specific improvements had not yet been identified. Following is the list of proposed actions for detailed evaluation in the Environmental Assessment:

- 1. Obtain right-of-way where it is currently defined by RS-2477 (MP 68.9 to MP 83.1).
- 2. Replace Calf Creek Bridge (MP 74.5).
- 3. Stabilize roadway where embankment is currently supported by W-beam (MP 74.8), and at locations where existing barrier is not properly supported (MP 75.4, MP 77.5-77.7).
- 4. Provide turnouts. (Evaluate eastbound turnouts at MP 71.7, 76.2, 79.5; evaluate westbound turnouts at MP 69.0, 69.9, 72.5, 83.0)
- 5. Improve intersections at Hole-in-the-Rock Road (MP 64.4) and Calf Creek Recreation Area (MP 75.0).
- 6. Widen curve known as "the Tank" (MP 71.0).





File Name: 0012008.070117.NA Consultation Letter.etw

Montgomery Archaeological Consultants (MOAC) completed a Class I existing data review of the proposed project area in April 2005. At this time, MOAC has been requested to complete a Class III cultural resource and fossil inventory of the project area. A copy of the draft cultural resource report will be provided at your request.

In accordance with the regulations published by the Advisory Council on Historic Preservation, 36 CFR Part 800, the FHWA and the UDOT request that you review this information to determine if there are any historic properties of traditional religious and/or cultural importance that may be affected by this undertaking. If your organization is aware of any historic properties that may be impacted by the proposed project, we request your notification as such and your participation as a consulting party during the development of the environmental document.

At your request, FHWA and UDOT staff will be available to meet with you to discuss any concerns you might have. Please be assured that we will maintain strict confidentiality about certain types of information regarding traditional religious and/or cultural historic properties that might be affected by this proposed undertaking. We would also appreciate any suggestions you might have about any other groups or individuals that we should contact regarding this project.

Should you have any concerns about this project and/or wish to be a consulting party a response within 30 days would be appreciated. If you require additional assistance or need further information, please contact me directly at (801) 963-0078, ext. 235.

Thank you for your attention to this project notification and any comments you may have.

Yours truly.

Edward T. Woolford

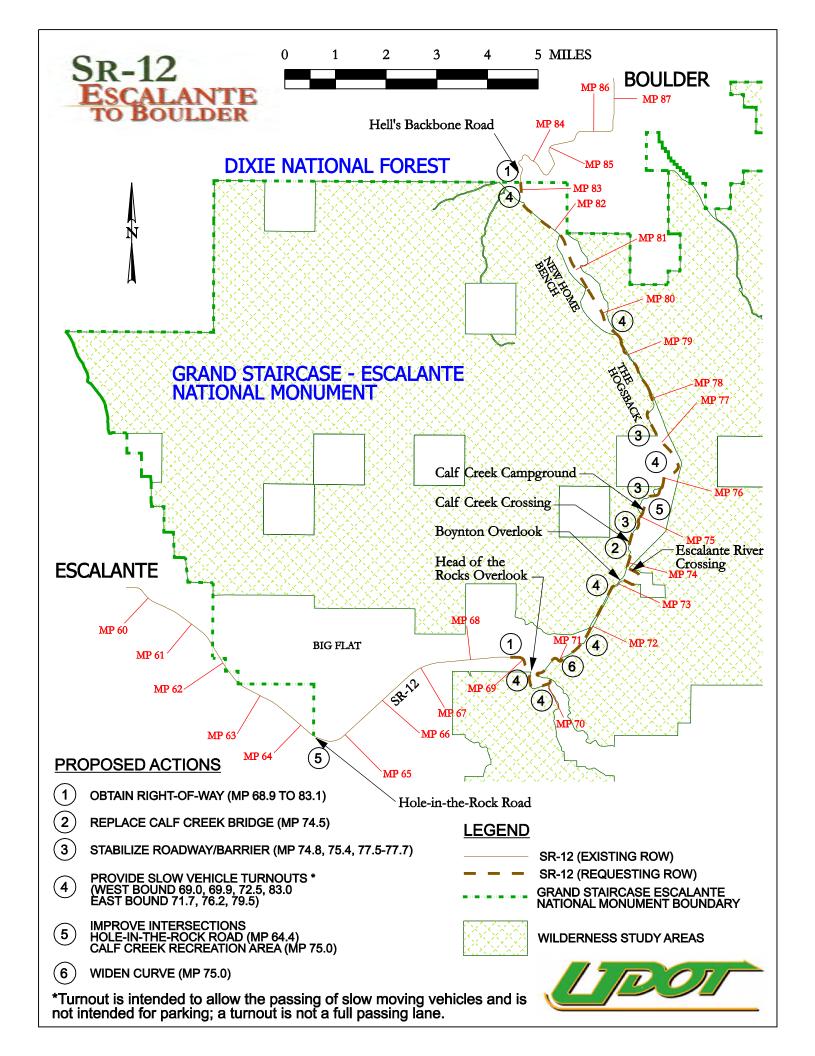
Environmental / Right-of-Way Specialist

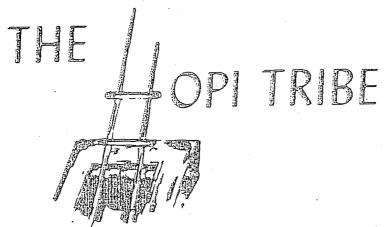
Enclosure(s):

cc: Laurel H. Glidden, UDOT Region 4, NEPA/NHPA Specialist

IDENTICAL COPIES OF THIS LETTER SENT TO THE FOLLOWING

Original to:	CC to:
Leigh Kuwanwisiwma, Director	
Hopi Cultural Preservation Office (Hopi Tribe)	
P.O. Box 123	
Kykotsmovi, Arizona 86039	
Mr. Phil Pikyavit, Band Chairman	
Kanosh Band of the Paiutes	
P.O. Box 101	
Kanosh, Utah 84637	
Mr. Glenn Rogers, Chairman	
Shivwits Band, Paiute Indian Tribe of Utah	
370 North 400 West #2	
St. George, Utah 84770	





CHAIRMAN

Todd Honyaoma, Sr.

January 30, 2007

Edward T. Woolford, Environmental / Right-of-Way Specialist Federal Highway Administration, Utah Division 2520 West 4700 South, Ste. 9A Salt Lake City, Utah 84118-1847

Re: Project # STP-0012(8)60E; SR 12, Escalante to Boulder, Garfield County

Dear Mr. Woolford,

Thank you for your correspondence dated January 17, 2007, regarding the Federal Highway Administration and Utah Department of Transportation developing an National Environmental Policy Act document that will assess impacts of potential improvements to SR-12 between Escalante and Boulder. As you know, the Hopi Tribe claims cultural affiliation to prehistoric cultural groups in Utah, and the Hopi Cultural Preservation Office supports identification and avoidance of prehistoric archaeological sites and Traditional Cultural Properties.

This area contains many Hopi archaeological ancestral sites and Traditional Cultural Properties in Grand Staircase –Escalante National Monument and Anasazi State Park. Therefore, in response to your letter, we would like to be kept informed of this proposal and provided with copies for review and comment of the cultural resource Class I and III reports of the area of potential effect by Montgomery Archaeological Consultants.

As you also know, we appreciate the Federal Highway Administration and the Utah Department of Transportation's continuing solicitation of our input and your efforts to address our concerns. Should you have any questions or need additional information, please contact Terry Morgart at the Hopi Cultural Preservation Office. Thank you again for your consideration.

Leigh V. Kuwanwisiwma, Director Hopi Cultural Preservation Office

xc: Laurel Glidden, Utah Department of Transportation



JON M. HUNTSMAN, JR.

Governor

GARY R. HERBERT Lieutenant Governor

DEPARTMENT OF TRANSPORTATION

JOHN R. NJORD, P.E. Executive Director CARLOS M. BRACERAS, P.E. Deputy Director

August 9, 2007

Leigh Kuwanwisiwma, Director Hopi Cultural Preservation Office P.O. Box 123 Kykotsmovi, Arizona 86039

Subject:

SR-12 Improvements – Escalante to Boulder, Utah

Project No. STP-0012(8)60E

Dear Mr. Kuwanwisiwma:

As you are aware, the Federal Highway Administration (FHWA), in cooperation with the Utah Department of Transportation (UDOT) is in the process of preparing an Environmental Assessment (EA) to investigate the potential impacts of improvements made to State Route 12 (SR-12) between Escalante and Boulder, Utah. The EA will address several proposed projects within the SR-12 corridor including:

- 1. Obtain right-of-way where it is currently defined by RS-2477 (MP 68.9 to MP 83.1).
- 2. Replace Calf Creek Bridge (MP 74.5).
- 3. Stabilize roadway where embankment is currently supported by W-beam (MP 74.8), and at locations where existing barrier is not properly supported (MP 75.4, MP 77.5-77.7).
- 4. Provide turnouts. (Evaluate eastbound turnouts at MP 71.7, 76.2, 79.5; evaluate westbound turnouts at MP 69.0, 69.9, 72.5, 83.0).
- 5. Improve intersections at Hole-in-the-Rock Road (MP 64.4) and Calf Creek Recreation Area (MP 75.0).
- 6. Widen curve known as "the Tank" (MP 71.0).

As you will recall, Montgomery Archaeological Consultants (MOAC) completed a Class I existing data review of the project area in April 2005. MOAC recently completed a Class III field investigation of the area and have documented their findings in the report enclosed. A total of 16 cultural resource sites were identified, 11 of which are considered eligible to the National Register of Historic Places (NRHP)(see Table 1).

Table 1. Cultural resource sites identified

Site	Description	Eligibility
42GA5647	Prehistoric Lithic Scatter	Eligible
42GA6077	Prehistoric Temp. Camp	Eligible
42GA6078	Prehistoric Temp. Camp	Eligible
42GA6079	Prehistoric Lithic Scatter	Eligible
42GA6080	Prehistoric Lithic Scatter	Eligible
42GA6081	Prehistoric Lithic Scatter	Eligible
*42GA6082	Prehistoric Rock Art	Eligible
42GA6083	Calf Creek Bridge Remnants	Not Eligible
42GA6084	Prehistoric Surface Quarry	Not Eligible
42GA6085	Prehistoric Surface Quarry	Not Eligible
42GA6086	Prehistoric Lithic Scatter	Eligible
42GA6087	Prehistoric Lithic Scatter	Eligible
42GA6088	Prehistoric Lithic Scatter	Eligible
42GA6089	Historic Power/Telephone Line	Not Eligible
42GA6090	SR-12 Road Segments and Features	Not Eligible
42GA6091	Escalante to Boulder Road Segments &	Eligible
	Features	

Please take this opportunity to review the enclosed report and if you have any comments or concerns, please reply within 30 days of receipt, or feel free to contact me at (435) 865-5562, or lglidden@utah.gov. Be assured that UDOT maintains strict confidentiality about certain types of information regarding traditional, cultural or religious properties. The location and content of traditional resources, religious sites, or burials are confidential within the confines of federal law.

Thank you for your attention to this project.

Respectfully,

Laurel H. Glidden, NEPA/NHPA Specialist UDOT Region 4 Environmental

Lawel A. Glidden

Enclosure

ce: (w/o enclosure, via email)
Monte Aldridge, UDOT
Andrea Clayton, HW Lochner
Tyler Robirds, HW Lochner
Randall Taylor, UDOT

August 9, 2007

Subject:

SR-12 Improvements – Escalante to Boulder, Utah

Project No. STP-0012(8)60E

Identical letters sent to:

Ms. Lora E. Tom, Tribal Chair The Paiute Indian Tribe of Utah 440 North Paiute Drive

Cedar City, Utah 84720

Ms. Brenda Drye Cultural Resources Coordinator Kaibab Band of the Paiute Indians Tribal Affairs Building HC65 Box 2 Fredonia, Arizona 86020

Mr. Glenn Rogers, Chairman Shivwits Band, Paiute Indian Tribe of Utah 370 North 400 West #2 St. George, Utah 84770

Leigh Kuwanwisiwma, Director Hopi Cultural Preservation Office (Hopi Tribe) P.O. Box 123 Kykotsmovi, Arizona 86039

Mr. Phil Pikyavit, Chairman Kanosh Band of the Paiutes PO Box 101 Kanosh, Utah 84637

Mr. Kenny Wintch
Utah SITLA
675 East 500 South, Suite 500
Salt Lake City, Utah 84102
Mr. Matt Zweifel
Grand Staircase-Escalante National Monument
190 East Center
Kanab, Utah 84741

CC:

Ms. Dorena Martineau, Cultural Resource Representative Paiute Indian Tribe of Utah 440 North Paiute Drive

Cedar City, Utah 84720

Mr. Ralph Pikyavit Cultural Resource Representative Kanosh Band of the Paiutes c/o/ Rochelle Pikyavit 473 South 100 East Ivins, Utah 84738



Benjamin H. Nuvamsa CHAIRMAN

Todd Honyaoma Sr. VICE-CHAIRMAN

August 21, 2007

Laurel H. Glidden, NEPA/NHPA Specialist Utah Department of Transportation, Region 4 Environmental Cedar City District Office 1470 North Airport Road Cedar City, Utah 84720-8411

Re: SR 12 Improvements - Escalante to Boulder, Project No. STP-0012(8)60E

Dear Ms. Glidden,

Thank you for your correspondence dated August 9, 2007, with an enclosed cultural resources survey report, regarding the Federal Highway Administration and Utah Department of Transportation preparing an environmental assessment for improvements to State Route 12 between Escalante and Boulder. Because the Hopi Tribe claims cultural affiliation to the Fremont and Anasazi prehistoric cultures in Utah, and Boulder House, Boulder State Park is a Traditional Cultural Property of the Hopi Tribe, we appreciate your continuing solicitation of our input and your efforts to address our concerns.

The Hopi Cultural Preservation Office supports the identification and avoidance of prehistoric archaeological sites and Traditional Cultural Properties. We have reviewed the enclosed cultural resources survey report that identifies 10 prehistoric sites recommended as National Register eligible and described as 1 rock art site, 2 temporary camps, and 7 lithic scatters, and 2 prehistoric sites described as surface quarries and recommended as ineligible. If any of the identified eligible sites cannot be avoided and will be impacted by project activities, please provide us with a copy of the draft treatment plan for review and comment.

Should you have any questions or need additional information, please contact Terry Morgart at the Hopi Cultural Preservation Office. Thank you again for your consideration.

Respectfully

Leigh Kuwanwisiwma, Director Hopi Cultural Preservation Office



DEPARTMENT OF TRANSPORTATION

JOHN R. NJORD, P.E. Executive Director CARLOS M. BRACERAS, P.E. Deputy Director

October 16, 2007

Leigh Kuwanwisiwma, Director Hopi Cultural Preservation Office P.O. Box 123 Kykotsmovi, Arizona 86039

Subject: SR-12 Improvements – Escalante to Boulder, Utah

Project No. STP-0012(8)60E

Determination of Eligibility and Finding of Effects

Dear Mr. Kuwanwisiwma:

To briefly remind you, the Federal Highway Administration (FHWA), in cooperation with the Utah Department of Transportation (UDOT) is in the process of preparing an Environmental Assessment (EA) to investigate the potential impacts of several improvements made to State Route 12 (SR-12) between Escalante and Boulder, Utah.

The UDOT has prepared a Determination of Eligibility and Finding of Effects for the subject project. Please take this opportunity to review the enclosed document, and if you have any comments or concerns, please reply within 30 days of receipt, or feel free to contact me at (435) 865-5562, or lglidden@utah.gov.

Thank you for your attention to this project.

Respectfully,

Laurel H. Glidden, NEPA/NHPA Specialist UDOT Region 4 Environmental

Enclosure

cc: (w/o enclosure, via email)
Monte Aldridge, UDOT
Andrea Clayton, HW Lochner
Tyler Robirds, HW Lochner
Randall Taylor, UDOT

Identical letters sent to:
Ms. Lora E. Tom, Tribal Chair
The Paiute Indian Tribe of Utah
440 North Paiute Drive
Cedar City, Utah 84720

Ms. Brenda Drye Cultural Resources Coordinator Kaibab Band of the Paiute Indians Tribal Affairs Building HC65 Box 2 Fredonia, Arizona 86020

Mr. Glenn Rogers, Chairman Shivwits Band, Paiute Indian Tribe of Utah 370 North 400 West #2 St. George, Utah 84770

Leigh Kuwanwisiwma, Director Hopi Cultural Preservation Office (Hopi Tribe) P.O. Box 123 Kykotsmovi, Arizona 86039

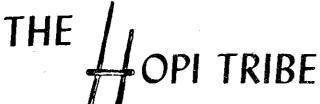
Mr. Phil Pikyavit, Chairman Kanosh Band of the Paiutes PO Box 101 Kanosh, Utah 84637

Mr. Kenny Wintch Utah SITLA 675 East 500 South, Suite 500 Salt Lake City, Utah 84102 Mr. Matt Zweifel Grand Staircase-Escalante National Monument 190 East Center Kanab, Utah 84741 CC:

Ms. Dorena Martineau, Cultural Resource Representative Paiute Indian Tribe of Utah 440 North Paiute Drive Cedar City, Utah 84720

Mr. Ralph Pikyavit Cultural Resource Representative Kanosh Band of the Paiutes c/o/ Rochelle Pikyavit 473 South 100 East Ivins, Utah 84738

Todd Honyaoma, Sr.



Hopi Cultural Preservation Office P.O. Bo 123 Kykotsmovi, AZ 86039 (928) 734-3612

October 25, 2007

Laurel Glidden, NEPA/NHPA Specialist
Utah Department of Transportation, Region 4 Environmental
1470 North Airport Road
Cedar City, Utah 84720-8411

Re: Project # STP-0012(8)60E; SR 12, Escalante to Boulder, Garfield County

Dear Ms. Glidden,

Thank you for your correspondence dated October 16, 2007, regarding the Federal Highway Administration (PHWA) and Utah Department of Transportation (UDOT) developing an National Environmental Policy Act document that will assess impacts of potential improvements to SR-12 between Escalante and Boulder. Because the Hopi Tribe plaims cultural affiliation to prehistoric cultural groups in Utah, and the Hopi Cultural Preservation Office supports identification and avoidance of prehistoric archaeological sites and Traditional Cultural Properties, we appreciate the FHWA and UDOT's continuing solicitation of our input and your efforts to address our concerns.

The Hopi Cultural Preservation Office previously responded to correspondences on this proposal in letters dated January 30 and August 21, 2007. In our January 30 letter we stated that this area contains many Hopi archaeological ancestral sites and Traditional Cultural Properties in Grand Staircase —Escalante National Monument and Anasazi State Park. In our August 21 letter we reviewed the cultural resources survey report that identifies 10 prehistoric sites recommended as eligible and 2 sites recommended ineligible sites in this project area.

We have now reviewed the enclosed letter to that State Historic Preservation Office dated October 4, 2007 that indicates that site 42Ga5647, described as a lithic scatter, will be adversely effected by project activities.

Therefore, we would like to continue to be kept informed of this proposal and provided with a copy of the proposed treatment plan for review and comment.

Should you have any questions or need additional information, please contact Terry Morgart at the Hopi Cultural Preservation Office. Thank you again for your consideration.

Respectfully,

Veigh V. Kuwanwisiwma, Director Hopi Cultural Preservation Office

xc: Utah State Historic Preservation Office